



General Assembly

Amendment

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LCO No. 6524

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Offered by:

SEN. DAILY, 33rd Dist.

SEN. FONFARA, 1st Dist.

To: Subst. Senate Bill No. 655

File No. 388

Cal. No. 239

"AN ACT CONCERNING TECHNICAL AND CONFORMING CHANGES TO GRANT PROGRAMS ADMINISTERED BY THE OFFICE OF POLICY AND MANAGEMENT, THE PROCESS FOR TOWNS TO SET A MILL RATE PRIOR TO ADOPTION OF A BUDGET, AND THE PROPERTY TAX EXEMPTION FOR OPEN SPACE LAND."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (*Effective from passage*) (a) Any state employee who (1) was
4 laid off in 2002 or 2003, (2) retired in lieu of layoff, and (3) sought, but
5 was denied reemployment rights pursuant to section 6 of public act 03-
6 1, shall be made whole for any losses in wages or benefits suffered as a
7 result of such denial, provided such employee makes application for
8 such losses within ninety days of the effective date of this section.
9 Application for such lost wages and benefits shall be made to the
10 Department of Administrative Services not later than fifteen days after
11 the effective date of this section, and receipt thereof shall be

12 determined in accordance with the provisions of section 12-39aa of the
13 general statutes. The Commissioner of Administrative Services shall
14 designate an employee to process any such application.

15 (b) Upon receipt of an application for such lost wages and benefits,
16 said commissioner shall determine the amount due such state
17 employee, and shall pay such amount to such state employee not later
18 than ninety days after receipt of such application. Upon request, the
19 commissioner shall also place such state employee in the position in
20 which such state employee would have been, had such state employee
21 not been denied reemployment rights pursuant to section 6 of public
22 act 03-1. Such state employee's salary, benefits and seniority rights
23 shall also be determined as if there had been no denial of
24 reemployment rights pursuant to said section 6.

25 (c) Notwithstanding subsection (b) of this section, if the position
26 identified pursuant to said subsection (b) is occupied, such state
27 employee shall be placed in an equivalent position acceptable to such
28 state employee. If no acceptable equivalent position is available, such
29 state employee shall continue in such state employee's current
30 position, but shall be compensated as if there had been no such denial
31 of reemployment rights, as provided in said subsection (b).

32 Sec. 502. Section 16a-38l of the 2008 supplement to the general
33 statutes is repealed and the following is substituted in lieu thereof
34 (*Effective from passage*):

35 (a) Notwithstanding any provisions of the general statutes, the
36 Office of Policy and Management, in consultation with the Department
37 of Public Works, shall develop a strategic plan to improve the
38 management of energy use in state facilities. Such plan shall include,
39 but not be limited to: (1) A detailed description of the manner in which
40 initiatives that make investments in energy efficiency, demand and
41 load response, distributed generation, renewable energy and combined
42 heat and power will be implemented; (2) options for having state
43 agencies and institutions pursue competitive electric supply options

44 through an integrated energy purchasing program; [and] (3) an outline
45 of potential near-term budgetary savings targets that can be achieved
46 through the implementation of said plan; and (4) an assessment of any
47 financial benefits that have been derived by the overall electric system
48 from the implementation of said plan, including, but not limited to,
49 state facilities. Any savings shall be allocated as follows: (A) Seventy-
50 five per cent shall be retained by electric ratepayers, and (B) twenty-
51 five per cent shall be divided equally between (i) reinvestment into
52 energy efficient programs in state buildings, and (ii) investment into
53 energy efficient programs administered by the Department of Social
54 Services. Any reinvestments or investments made in programs
55 pursuant to this section shall be paid through the systems benefits
56 charge.

57 (b) On or before [September 1, 2007] January 1, 2009, and [annually]
58 biennially thereafter, the Office of Policy and Management shall file
59 such strategic plan with the Connecticut Energy Advisory Board and
60 the joint standing committee of the General Assembly having
61 cognizance of matters relating to energy. [On or before January 1, 2008,
62 and annually thereafter, the board shall approve or modify and
63 approve said plan. On or before March 15, 2008, and annually
64 thereafter, the board shall measure the success of the implementation
65 of said plan and determine any actual financial benefits that have been
66 derived by the overall electric system, including, but not limited to,
67 state facilities. Any savings shall be allocated as follows: (1) Seventy-
68 five per cent shall be retained by electric ratepayers, and (2) twenty-
69 five per cent shall be divided equally between (A) reinvestment into
70 energy efficiency programs in state buildings, and (B) investment into
71 energy efficiency programs and technologies on behalf of participants
72 of energy assistance programs administered by the Department of
73 Social Services. Any reinvestments or investments made in programs
74 pursuant to this section shall be paid through the systems benefits
75 charge.]

76 (c) To carry out the purposes of this section, the Office of Policy and
77 Management may perform all acts necessary for the negotiation,

78 execution and administration of any contract that is reasonably
79 incidental to and furthers the needs of the state and the purposes of
80 this section. The Office of Policy and Management may also retain the
81 services of a third party entity possessing the requisite managerial,
82 technical and financial capacity, to perform some or all of the duties
83 necessary to implement the provisions of said plan.

84 (d) Any costs incurred by the state in complying with the provisions
85 of this section shall be paid from annual state appropriations.

86 Sec. 503. Section 16a-41b of the general statutes is repealed and the
87 following is substituted in lieu thereof (*Effective July 1, 2008*):

88 (a) There shall be a Low-Income Energy Advisory Board which shall
89 consist of the following members: [The Secretary of the Office of Policy
90 and Management or the secretary's designee; the Commissioner of
91 Social Services or the commissioner's designee; the] The executive
92 director of the Commission on Aging; a representative of each electric
93 and gas public service company designated by each such company;
94 [the chairperson of the Department of Public Utility Control or a
95 commissioner of the Department of Public Utility Control designated
96 by the chairperson;] the Consumer Counsel or the counsel's designee;
97 the executive director of Operation Fuel; the executive director of
98 Infoline; the director of the Connecticut Local Administrators of Social
99 Services; the executive director of Legal Assistance Resource Center of
100 Connecticut; the Connecticut president of AARP; a designee of the
101 Norwich Public Utility; a designee of the Connecticut Petroleum
102 Dealers Association; and a representative of the community action
103 agencies administering energy assistance programs under contract
104 with the Department of Social Services, designated by the Connecticut
105 Association for Community Action. The Secretary of the Office of
106 Policy and Management, the Commissioner of Social Services and the
107 Chairperson of the Department of Public Utility Control, or their
108 designees, shall serve as ex-officio members of the board.

109 (b) The Low-Income Energy Advisory Board shall advise and assist

110 the [Office of Policy and Management and the] Department of Social
111 Services in the planning, development, implementation and
112 coordination of energy-assistance-related programs and policies and
113 low-income weatherization assistance programs and policies, shall
114 advise the Department of Public Utility Control regarding the impact
115 of utility rates and policies, and shall make recommendations to the
116 General Assembly regarding legislation and plans subject to legislative
117 approval to ensure affordable access to residential energy services to
118 low-income state residents.

119 (c) [The Secretary of the Office of Policy and Management or the
120 person designated by the secretary pursuant to subsection (a) of this
121 section shall be the chairperson of the board.] The members of the
122 board shall annually elect a chairman and vice-chairman from among
123 its members.

124 (d) [The Secretary of the Office of Policy and Management shall
125 convene the first meeting of the board not later than August 1, 2005.
126 The secretary shall provide notice of meetings to the members of Low-
127 Income Energy Advisory Board, provide space for such meetings,
128 maintain minutes and publish reports of the board.] The Low Income
129 Energy Advisory Board shall be within the Department of Social
130 Services for administrative purposes only.

131 Sec. 504. Subsection (b) of section 16a-38m of the 2008 supplement to
132 the general statutes is repealed and the following is substituted in lieu
133 thereof (*Effective from passage*):

134 (b) The proceeds of the sale of said bonds, to the extent of the
135 amount stated in subsection (a) of this section, shall be used by the
136 [Department of Public Works] Office of Policy and Management for
137 the purpose of funding the net project costs, or the balance of any
138 projects after applying any public or private financial incentives
139 available, for any energy services project that results in increased
140 efficiency measures in state buildings pursuant to section 16a-38l of the
141 2008 supplement to the general statutes, as amended by this act.

142 Sec. 505. Subsection (a) of section 16a-22d of the general statutes is
143 repealed and the following is substituted in lieu thereof (*Effective July*
144 *1, 2008*):

145 (a) (1) Any person that is engaged in the wholesale or retail sale, or
146 both, of petroleum products in this state or in the wholesale sale of
147 petroleum products for consumption in this state and that sells at least
148 one million gallons of such products annually or any person that is
149 engaged in the operation of a petroleum product storage terminal or
150 petroleum product pipeline shall register with the secretary, if so
151 requested by the secretary, not later than September thirtieth of each
152 year or not later than thirty days of commencing operations in the state
153 by such person, whichever is later.

154 (2) Any person that is engaged in the wholesale or retail sale, or
155 both, of petroleum products in this state or in the wholesale sale of
156 petroleum products for consumption in this state and that sells at least
157 five thousand but less than one million gallons of such products
158 annually shall register with the secretary, if so requested by the
159 secretary, not more than thirty days after such request. The secretary
160 shall not require such registration more than once in any twelve-month
161 period.

162 (3) Such registration shall be on a form prescribed or furnished by
163 the secretary and shall require the registrant, subject to the penalty for
164 false statement under section 53a-157b, to provide the following
165 information: (A) The name, mailing address and telephone number of
166 the registrant; (B) the name, mailing address and telephone number of
167 any company with which the registrant is affiliated, and whether any
168 such affiliated company is engaged in the wholesale or retail sale, or
169 both, or the delivery into or storage of petroleum products in this state
170 or another state, or both; (C) whether the registrant engages in
171 wholesale operations, retail operations, or both, or the delivery into or
172 storage of petroleum products and whether the registrant engages in
173 sales to residential customers; (D) any other names and places of
174 business used by the registrant to conduct business; and (E) any

175 further information which the secretary may request pursuant to this
176 title.

177 Sec. 506. Section 16a-38m of the 2008 supplement to the general
178 statutes is repealed and the following is substituted in lieu thereof
179 (*Effective from passage*):

180 (a) For the purposes described in subsection (b) of this section, the
181 State Bond Commission shall have the power, from time to time, to
182 authorize the issuance of bonds of the state in one or more series and
183 in principal amounts not exceeding in the aggregate thirty million
184 dollars.

185 (b) The proceeds of the sale of said bonds, to the extent of the
186 amount stated in subsection (a) of this section, shall be used by the
187 [Department of Public Works] Office of Policy and Management for
188 the purpose of funding the net project costs, or the balance of any
189 projects after applying any public or private financial incentives
190 available, for any energy services project that results in increased
191 efficiency measures in state buildings pursuant to section 16a-38l of the
192 2008 supplement to the general statutes.

193 (c) All provisions of section 3-20, or the exercise of any right or
194 power granted thereby, which are not inconsistent with the provisions
195 of this section are hereby adopted and shall apply to all bonds
196 authorized by the State Bond Commission pursuant to this section, and
197 temporary notes in anticipation of the money to be derived from the
198 sale of any such bonds so authorized may be issued in accordance with
199 said section 3-20 and from time to time renewed. Such bonds shall
200 mature at such time or times not exceeding twenty years from their
201 respective dates as may be provided in or pursuant to the resolution or
202 resolutions of the State Bond Commission authorizing such bonds.
203 None of said bonds shall be authorized except upon a finding by the
204 State Bond Commission that there has been filed with it a request for
205 such authorization which is signed by or on behalf of the Secretary of
206 the Office of Policy and Management and states such terms and

207 conditions as said commission, in its discretion, may require. Said
208 bonds issued pursuant to this section shall be general obligations of the
209 state and the full faith and credit of the state of Connecticut are
210 pledged for the payment of the principal of and interest on said bonds
211 as the same become due, and accordingly and as part of the contract of
212 the state with the holders of said bonds, appropriation of all amounts
213 necessary for punctual payment of such principal and interest is
214 hereby made, and the State Treasurer shall pay such principal and
215 interest as the same become due."